

**Copy For  
Continuation Application**

**ATTORNEY'S DOCKET NO.: 0342941-0062 (Mvers 1747-00)**

**DECLARATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

***SAFRAMYCINS, ANALOGUES AND USES THEREOF***

the specification of which (I authorize Choate, Hall & Stewart to check one of the following three choices, and fill in the blanks, if applicable):

\_\_\_\_\_ is attached hereto;

was filed on November 5, 2001 as Application Serial No. 10/011,466 and amended on \_\_\_\_\_ (if applicable); or

\_\_\_\_\_ was filed as PCT international application No. \_\_\_\_\_, on \_\_\_\_\_ and was amended under PCT Article 19 on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledged the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Prior Foreign Application(s):**

(Number)	(Country)	(Day/Month/Year/Filed)	Yes	No
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(Number)	(Country)	(Day/Month/Year/Filed)	Yes	No
----------	-----------	------------------------	-----	----

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(filing date)	(status-patented, pending, abandoned)
(Application Serial No.)	(filing date)	(status-patented, pending, abandoned)

**PCT Applications designating the United States:**

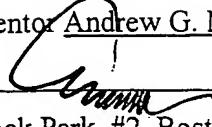
(PCT Appl. No.)	(U.S.S.N.)	(status-patented, pending, abandoned)
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I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national filing date of this application.

**Provisional Application(s):**

<u>60/245,888</u> (Application Serial No.)	<u>November 3, 2000</u> (filing date)	<u>Pending</u> (status)
(Application Serial No.)	(filing date)	(status)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full name of first inventor Andrew G. Myers  
Inventor's signature  Date: May 22, 2002  
Residence 41 Braddock Park, #2, Boston, MA 02116 US  
Citizenship US  
Post Office Address Same

Full name of second inventor Alleyn T. Plowright  
Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_  
Residence Flat 4, 13 Lapwing Lane, Didsbury, Manchester,  
M20 6US United Kingdom  
Citizenship US  
Post Office Address Same

Full name of third inventor Daniel W. Kung  
Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_  
Residence 289 Laurelwood Drive, Salem, CT 06420 US  
Citizenship US  
Post Office Address Same

Full name of fourth inventor Brian Lanman  
Inventor's signature Brian Lanman Date: 5/22/02  
Residence 287 Harvard Street, Apt. 54, Cambridge, MA 02139 US  
Citizenship US  
Post Office Address Same

**Continuation Application****ATTORNEY'S DOCKET NO.: 0342941-0062 (Myers 1747-00)****DECLARATION**

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Full name of first inventor Andrew G. Myers

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_

Residence 41 Braddock Park, #2, Boston, MA 02116 US

Citizenship US

Post Office Address Same

Full name of second inventor Alleyn T. Plowright

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_

Residence Flat 4, 13 Lapwing Lane, Didsbury, Manchester,

M20 6US United Kingdom

Citizenship US

Post Office Address Same

Full name of third inventor Daniel W. Kung

Inventor's signature Daniel W. Kung Date: 05/23/02

Residence 289 Laurelwood Drive, Salem, CT 06420 US

Citizenship US

Post Office Address Same

Full name of fourth inventor Brian Lanman

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_

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60/245,888	November 3, 2000	Pending
(Application Serial No.)	(filing date)	(status)
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Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_

Residence 41 Braddock Park, #2 Boston MA 02116 US

Citizenship US

Post Office Address Same

Full name of second inventor Alleyn T. Plowright

Inventor's signature Alleyn T. Plowright Date: 24/5/02

Residence Flat 4, N Lapwing Lane, Didsbury, Manchester,

M20 6US United Kingdom

Citizenship US UK

Post Office Address Same

Full name of third inventor Daniel W. Kung

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Residence 287 Harvard Street, Apt. 54, Cambridge, MA 02139 US

Citizenship US

Post Office Address Same



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

BHQ/CHB  
CHB

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0342941-007

AUGUST 21, 2002

Communication Application  
PTAS

Chief Information Officer  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)

CHOATE, HALL & STEWART  
KAROLINE K.M. SHAIR, PH.D.  
EXCHANGE PLACE  
53 STATE STREET  
BOSTON, MA 02109



\*102132161A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/17/2002

REEL/FRAME: 013004/0796  
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:

MYERS, ANDREW G.

DOC DATE: 05/22/2002

ASSIGNEE:

PLOWRIGHT, ALLEYN T.

DOC DATE: 05/27/2002

ASSIGNEE:

KUNG, DANIEL W.

DOC DATE: 06/10/2002

ASSIGNEE:

LANMAN, BRIAN

DOC DATE: 05/22/2002

ASSIGNEE:

PRESIDENT AND FELLOWS OF HARVARD  
COLLEGE  
17 QUINCY STREET  
CAMBRIDGE, MASSACHUSETTS 02139

SERIAL NUMBER: 10011486  
PATENT NUMBER:

FILING DATE: 12/11/2001  
ISSUE DATE:

Q13004/0796 PAGE 2

MARCUS KIRK, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

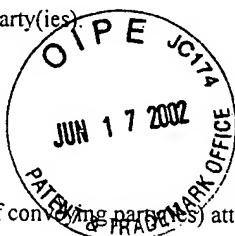
To the Honorable Commissioner of Patents

102132161

al documents or copy thereof.

1. Name of conveying party(ies)

Andrew G. Myers  
Alleyn T. Plowright  
Daniel W. Kung  
Brian Lanman



Additional name(s) of conveying party(ies) attached?

Yes  No

3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other

2. Name and address of receiving party(ies)

Name: President and Fellows of Harvard College  
Internal Address:  
Street Address: 17 Quincy Street

City: Cambridge State: MA Zip Code: 02139

Execution Dates: 05/22/02, 05/27/02, 06/10/02

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)  
10/011,486 filed November 5, 2001

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Karoline K.M. Shair, Ph.D.  
Reg. No. 44,332

Internal Address: Choate, Hall & Stewart

Street Address: Exchange Place  
53 State Street

City: Boston State: MA ZIP: 02109

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41) ..... \$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number: 03-1721

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Karoline K. M. Shair Reg. No. 44,332

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 6

*Karoline K. M. Shair*

June 10, 2002

Date

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks, Box Assignments  
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner For Patents, Washington, D.C. 20231 on June 10, 2002  
*[Signature]*

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01 FC:581

ATTORNEY DOCKET NO. 0342941-0062 (Myers 1747-00)

A S S I G N M E N T

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned **Andrew G. Myers** of Boston, MA; **Alleyn T. Plowright** of Manchester, UK; **Daniel W. Kung** of Cambridge, MA; and **Brian Lanman** of Cambridge, MA, hereby

Sell, assign and transfer to the **President and Fellows of Harvard College**, a non-profit organization having offices at **17 Quincy Street, Cambridge, MA 02139** and its successors, assigns and legal representatives, all hereinafter referred to as the ASSIGNEE, the entire right, title and interest for the United States and all foreign countries, in and to any and all inventions which are disclosed in the U.S. application filed **November 5, 2001**, Serial No. **10/011,466**, entitled "**Saframycins, Analogues and Uses Thereof**" and in and to said application, and all divisional, continuing, substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

Agree that said ASSIGNEE may apply for and receive Letters Patent for said inventions in its own name; and when requested, without charge to but at the expense of said ASSIGNEE, agree to carry out in good faith the intent and purpose of this assignment by executing all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said inventions, by executing all rightful oaths, assignments, powers of attorney and other papers, by communicating to said ASSIGNEE all facts known to us relating to said inventions and the history thereof, and generally by doing everything possible which said ASSIGNEE shall consider desirable for aiding in securing and maintaining proper patent protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said ASSIGNEE.

Hereby request the Honorable Commissioner of Patents and Trademarks to issue said Letters Patent to said ASSIGNEE.

Covenant with said ASSIGNEE that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us, and that full right to convey the same as herein expressed is possessed by us.

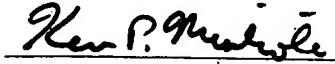
IN WITNESS WHEREOF, this 22 day of May, 2002.

  
Andrew Myers

May 22, 02  
Date

  
Witness

12 Oxford St.  
Cambridge, MA 02138  
Address

  
Witness  
12 Oxford St.  
Cambridge, MA 02138  
Address

5.22.02

Date

IN WITNESS WHEREOF, this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

  
Alleyn T. Plowright

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Date

\_\_\_\_\_  
Address

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Date

\_\_\_\_\_  
Address

IN WITNESS WHEREOF, this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

Andrew G. Myers

Witness

Date

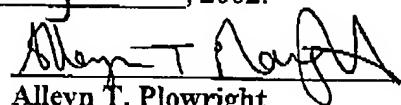
Address

Witness

Date

Address

IN WITNESS WHEREOF, this 27 day of May, 2002.

  
Alleyn T. Plowright

  
Witness

27/5/02  
Date

23 CROSSWAY, DISBURY  
MANCHESTER, M20 8TU  
Address

  
Witness

27/5/02  
Date

21 WOOLLEY CLOSE  
FRODSHAM, CHESHIRE WA6 7NT  
Address

IN WITNESS WHEREOF, this 10 day of June, 2002.

Daniel W. Kung  
Daniel W. Kung

John M. Berlin

Witness

211 Harvard St.  
Milford, CT 06460

Address

6/10/02  
Date

Bernard Berlin

Witness

8 High St.  
Essex CT 06426

Address

6/10/02  
Date

IN WITNESS WHEREOF, this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

Brian Lanman

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Date

\_\_\_\_\_  
Address

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Date

\_\_\_\_\_  
Address

IN WITNESS WHEREOF, this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

**Daniel W. Kung**

Witness

Date

Address

Witness

Date

Address

IN WITNESS WHEREOF, this 22 day of May, 2002.

Brian Lanman

Brian Lanman

5/22/02

Date

Witness

12 Oxford St.  
Cambridge, MA 02138

Address

Witness

12 Oxford St.  
Cambridge, MA 02138

Address

5.22.02

Date